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September 5, 2019

**VIA ECF FILING**

Hon. Katharine H. Parker  
United States Magistrate Judge  
Daniel Patrick Moynihan  
United States Courthouse  
500 Pearl St.  
New York, New York 10007-1312

**Re: Kleeberg et al. v. Eber et al.**  
**Case No. 1:16-cv-09517-LAK-KHP**

Dear Magistrate Judge Parker:

I represent Canandaigua National Bank in this action. I write in connection with the scheduling conference scheduled for Tuesday, September 10<sup>th</sup> at 2:00 p.m. to request permission to participate telephonically. Due to some family health issues it would make it very inconvenient to be in New York City that day. Counsel for plaintiffs and co-defendants have no objection to this request.

Thank you for your continued consideration in this matter.

Respectfully yours,

WOODS OVIATT GILMAN LLP

A stylized, handwritten signature in black ink, appearing to read "DOB".

Dan O'Brien

DOB/vat

cc: Brian C. Brook, Esq. (via ECF)  
Colin D. Ramsey, Esq. (via ECF)  
Paul Keneally, Esq. (via ECF)  
Robert B. Calihan, Esq. (via ECF)